

ASSIGNED

AMENDED

Serial No.

52610

**APPLICATION FOR PERMISSION TO CHANGE POINT OF DIVERSION, MANNER
OF USE AND PLACE OF USE OF THE PUBLIC WATERS OF THE
STATE OF NEVADA HERETOFORE APPROPRIATED**

OCT 14 1988

Date of filing in State Engineer's Office.....

Returned to applicant for correction.....

Corrected application filed..... NOV 10 1988 Map filed..... NOV 10 1988 under 52608

The applicant..... Fernley Estates, c/o Procter J. Hug

Post Office Box 30000 of Reno
Street and No. or P.O. Box No. City or TownNevada 89520 hereby make^s application for permission to change the
State and Zip Code No.point of diversion, place and manner of use of a portion
Point of diversion, manner of use, and/or place of useof water heretofore appropriated under Permit 29738, Certificate 10642
(Identify existing right by Permit, Certificate, Proof or Claim Nos. If Decreed, give title of Decree and

identify right in Decree.)

- The source of water is Underground
Name of stream, lake, underground spring or other source.
- The amount of water to be changed 0.155 c.f.s., 40 AFA
Second feet, acre feet. One second foot equals 448.3 gallons per minute.
- The water to be used for Irrigation & Domestic
Irrigation, power, mining, industrial, etc. If for stock state number and kind of animals.
- The water heretofore permitted for Irrigation
Irrigation, power, mining, industrial, etc. If for stock state number and kind of animals.
- The water is to be diverted at the following point NE $\frac{1}{4}$ NW $\frac{1}{4}$ Section 23, T.20 N., R. 25 E., M.D.B. & M., or at a point from which the NE corner of said Section 23 bears North 79°58' East, 3812 feet
Describe as being within a 40-acre subdivision of public survey and by course and distance to a section corner. If on unsurveyed land, it should be stated.
- The existing permitted point of diversion is located within NW $\frac{1}{4}$ SE $\frac{1}{4}$ Section 23, T.20 N., R.25 E., M.D.B. & M., or at a point from which the S $\frac{1}{4}$ corner of said Section 23 bears South 14°16' West, 2245.0 feet
If point of diversion is not changed, do not answer
- Proposed place of use 10 acres within the NW $\frac{1}{4}$ NW $\frac{1}{4}$ and NE $\frac{1}{4}$ NW $\frac{1}{4}$ Section 23, T.20 N., R. 25 E., M.D.B. & M., as shown on the supporting map
Describe by legal subdivisions. If for irrigation state number of acres to be irrigated.
- Existing place of use 282.4 acres within Section 23, T.20N., R.25 E., M.D.B. & M., 10 acres to be stripped as shown on the supporting map
Describe by legal subdivisions. If permit is for irrigation, state number of acres irrigated. If changing place of use and/or manner of use of irrigation permit, describe acreage to be removed from irrigation.
- Use will be from January 1 to December 31 of each year.
Month and Day Month and Day
- Use was permitted from Janaury 1 to December 31 of each year.
Month and Day Month and Day
- Description of proposed works. (Under the provisions of NRS 535.010 you may be required to submit plans and specifications of your diversion or storage works.) well, pump, motor and distribution system
State manner in which water is to be diverted, i.e., diversion structure, ditches, pipes and flumes, or drilled well, etc.
- Estimated cost of works \$107,000.00
- Estimated time required to construct works 2 years

14. Estimated time required to complete the application of water to beneficial use 5 years

15. Remarks: For use other than irrigation or stock watering, state number and type of units to be served or annual consumptive use.

s/ Bruce R. Scott

By Bruce R. Scott, Resource Concepts, Inc.
340 North Minnesota Street
Carson City, Nevada 89703

Compared pm/kh pm/se

Protested _____

APPROVAL OF STATE ENGINEER

This is to certify I have examined the foregoing application, and do hereby grant the same, subject to the following limitations and conditions:

This permit to change the point of diversion, manner of use and place of use of a portion of the waters of an underground source as heretofore granted under Permit 29738, Certificate 10642 is issued subject to the terms and conditions imposed in said Permit 29738, Certificate 10642 and with the understanding that no other rights on the source will be affected by the change proposed herein. The well shall be equipped with a 2-inch opening and a totalizing meter must be installed and maintained in the discharge pipeline near the point of diversion and accurate measurements must be kept of water placed to beneficial use. The totalizing meter must be installed before any use of the water begins or before the proof of completion of work is filed. If the well is flowing, a valve must be installed and maintained to prevent waste. This source is located within an area designated by the State Engineer pursuant to NRS 534.030. The State retains the right to regulate the use of the water herein granted at any and all times.

This Permit does not extend the permittee the right of ingress and egress on public, private or corporate lands.

No perforations shall be put in the production casing from ground level to 100 feet.

The issuance of this permit does not waive the requirements that the permit holder obtain other permits from State, Federal and local agencies.

The amount of water to be changed shall be limited to the amount which can be applied to beneficial use, and not to

exceed 0.155 cubic feet per second, ~~but not to exceed 40 acre~~
feet annually and not to exceed a yearly duty of 4.0 acre-feet per acre of land
irrigated from any and/or all sources.

Work must be prosecuted with reasonable diligence and be completed on or before June 19, 1991

Proof of completion of work shall be filed before July 19, 1991

Application of water to beneficial use shall be made on or before June 19, 1994

Proof of the application of water to beneficial use shall be filed on or before July 19, 1994

Map in support of proof of beneficial use shall be filed on or before July 19, 1994

Completion of work filed _____ IN TESTIMONY WHEREOF, I PETER G. MORROS,
 State Engineer of Nevada, have hereunto set my hand and the seal of my

Proof of beneficial use filed _____ office, this 19th day of June,

Cultural map filed _____

Certificate No. _____ Issued _____

Abrogated By 65759 0.155 A.D. 19 89 [Signature]
 State Engineer